

AMENDED IN SENATE APRIL 27, 2006

**SENATE BILL**

**No. 1644**

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**Introduced by Senator Escutia**

February 24, 2006

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An act to ~~add Section 60814 to~~ amend Section 33126 of the Education Code, relating to ~~pupils~~ vocational education.

LEGISLATIVE COUNSEL'S DIGEST

SB 1644, as amended, Escutia. Pupils: ~~English language development testing; data reporting school accountability.~~

*The act requires that a school district provide parents with a school accountability report card so that they can make meaningful comparisons between public schools so that they can make informed decisions on which school to enroll their children.*

*The school accountability report card includes, but is not limited to, the assessment of a number of school conditions, such as pupil achievement by grade level, pupil achievement in and progress toward meeting reading, writing, arithmetic, and other academic goals.*

*This bill would clarify that information relating to advanced placement courses offered by the school to include the availability of the International Baccalaureate Program.*

*This bill would declare that these provisions further the purposes of the classroom Instructional Improvement and Accountability Act.*

~~Existing law requires the Superintendent of Public Instruction and the State Board of Education to develop or acquire an English language development test to assess pupils in kindergarten and grades 1 to 12, inclusive, in English reading, speaking, and writing skills.~~

Existing law requires the State Department of Education to place the results of the statewide test, including average scores for each school district, on its Internet Web site for public access.

~~This bill would require the department, not later than January 1, 2008, and each January 1 thereafter, to report to the Legislature regarding pupil performance on the specified English language development test. The bill would require the report to include an in-depth analysis of the scores for each school year that describes any gains made by pupils taking the test and analyzes causes for the observed changes.~~

*The Classroom Instructional Improvement and Accountability Act requires each school district to develop and implement a school accountability report card, as prescribed. The act prohibits any change to its provisions, except a change to further its purpose enacted by a bill passed by a vote of <sup>2</sup>/<sub>3</sub> of the Legislature and signed by the Governor.*

Vote: ~~majority~~<sup>2</sup>/<sub>3</sub>. Appropriation: no. Fiscal committee: ~~yes~~  
no. State-mandated local program: no.

*The people of the State of California do enact as follows:*

1     SECTION 1. Section 33126 of the Education Code is  
2     amended to read:

3     33126. (a) The school accountability report card shall  
4     provide data by which a parent can make meaningful  
5     comparisons between public schools that will enable him or her  
6     to make informed decisions on which school to enroll his or her  
7     children.

8     (b) The school accountability report card shall include, but is  
9     not limited to, assessment of the following school conditions:

10    (1) (A) Pupil achievement by grade level, as measured by the  
11    standardized testing and reporting programs pursuant to Article 4  
12    (commencing with Section 60640) of Chapter 5 of Part 33.

13    (B) Pupil achievement in and progress toward meeting  
14    reading, writing, arithmetic, and other academic goals, including  
15    results by grade level from the assessment tool used by the  
16    school district using percentiles when available for the most  
17    recent three-year period.

18    (C) After the state develops a statewide assessment system  
19    pursuant to Chapter 5 (commencing with Section 60600) and

Chapter 6 (commencing with Section 60800) of Part 33, pupil achievement by grade level, as measured by the results of the statewide assessment.

(D) Secondary schools with high school seniors shall list both the average verbal and math Scholastic Assessment Test scores to the extent provided to the school and the percentage of seniors taking that exam for the most recent three-year period.

(2) Progress toward reducing dropout rates, including the one-year dropout rate listed in the California Basic Education Data System or any successor data system for the schoolsite over the most recent three-year period, and the graduation rate, as defined by the State Board of Education, over the most recent three-year period when available pursuant to Section 52052.

(3) Estimated expenditures per pupil and types of services funded. The assessment of estimated expenditures per pupil shall reflect the actual salaries of personnel assigned to the schoolsite. The assessment of estimated expenditures per pupil shall be reported in total, shall be reported in subtotal by restricted and by unrestricted source, and shall include a reporting of the average of actual salaries paid to certificated instructional personnel at that schoolsite.

(4) Progress toward reducing class sizes and teaching loads, including the distribution of class sizes at the schoolsite by grade level, the average class size, and, if applicable, the percentage of pupils in kindergarten and grades 1 to 3, inclusive, participating in the Class Size Reduction Program established pursuant to Chapter 6.10 (commencing with Section 52120) of Part 28, using California Basic Education Data System or any successor data system information for the most recent three-year period.

(5) The total number of the school's fully credentialed teachers, the number of teachers relying upon emergency credentials, the number of teachers working without credentials, any assignment of teachers outside their subject areas of competence, misassignments, including misassignments of teachers of English learners, and the number of vacant teacher positions for the most recent three-year period.

(A) For purposes of this paragraph, "vacant teacher position" means a position to which a single-designated certificated employee has not been assigned at the beginning of the year for an entire year or, if the position is for a one-semester course, a

1 position of which a single-designated certificated employee has  
2 not been assigned at the beginning of a semester for an entire  
3 semester.

4 (B) For purposes of this paragraph, “misassignment” means  
5 the placement of a certificated employee in a teaching or services  
6 position for which the employee does not hold a legally  
7 recognized certificate or credential or the placement of a  
8 certificated employee in a teaching or services position that the  
9 employee is not otherwise authorized by statute to hold.

10 (6) (A) Quality and currency of textbooks and other  
11 instructional materials, including whether textbooks and other  
12 materials meet state standards and are adopted by the State Board  
13 of Education for kindergarten and grades 1 to 8, inclusive, and  
14 adopted by the governing boards of school districts for grades 9  
15 to 12, inclusive, and the ratio of textbooks per pupil and the year  
16 the textbooks were adopted.

17 (B) The availability of sufficient textbooks and other  
18 instructional materials, as defined in Section 60119, for each  
19 pupil, including English learners, in each of areas enumerated in  
20 clauses (i) to (iii), inclusive. If the governing board determines,  
21 pursuant to Section 60119 that there are insufficient textbooks or  
22 instructional materials, or both, it shall include information for  
23 each school in which an insufficiency exists, identifying the  
24 percentage of pupils who lack sufficient standards-aligned  
25 textbooks or instructional materials in each subject area. The  
26 subject areas to be included are all of the following:

27 (i) The core curriculum areas of reading/language arts,  
28 mathematics, science, and history/social science.

29 (ii) Foreign language and health.

30 (iii) Science laboratory equipment for grades 9 to 12,  
31 inclusive, as appropriate.

32 (7) The availability of qualified personnel to provide  
33 counseling and other pupil support services, including the ratio of  
34 academic counselors per pupil.

35 (8) Availability of qualified substitute teachers.

36 (9) Safety, cleanliness, and adequacy of school facilities,  
37 including any needed maintenance to ensure good repair as  
38 specified in Section 17014, Section 17032.5, subdivision (a) of  
39 Section 17070.75, and subdivision (b) of Section 17089.

1 (10) Adequacy of teacher evaluations and opportunities for  
2 professional improvement, including the annual number of  
3 schooldays dedicated to staff development for the most recent  
4 three-year period.

5 (11) Classroom discipline and climate for learning, including  
6 suspension and expulsion rates for the most recent three-year  
7 period.

8 (12) Teacher and staff training, and curriculum improvement  
9 programs.

10 (13) Quality of school instruction and leadership.

11 (14) The degree to which pupils are prepared to enter the  
12 workforce.

13 (15) The total number of instructional minutes offered in the  
14 school year, separately stated for each grade level, as compared  
15 to the total number of the instructional minutes per school year  
16 required by state law, separately stated for each grade level.

17 (16) The total number of minimum days, as specified in  
18 Sections 46112, 46113, 46117, and 46141, in the school year.

19 (17) The number of advanced placement courses offered, by  
20 subject, *including the availability of the International*  
21 *Baccalaureate Program.*

22 (18) The Academic Performance Index, including the  
23 disaggregation of subgroups as set forth in Section 52052 and the  
24 decile rankings and a comparison of schools.

25 (19) Whether a school qualified for the Immediate  
26 Intervention Underperforming Schools Program pursuant to  
27 Section 52053 and whether the school applied for, and received a  
28 grant pursuant to, that program.

29 (20) Whether the school qualifies for the Governor's  
30 Performance Award Program.

31 (21) When available, the percentage of pupils, including the  
32 disaggregation of subgroups, as set forth in Section 52052,  
33 completing grade 12 who successfully complete the high school  
34 exit examination, as set forth in Sections 60850 and 60851, as  
35 compared to the percentage of pupils in the district and statewide  
36 completing grade 12 who successfully complete the examination.

37 (22) Contact information pertaining to any organized  
38 opportunities for parental involvement.

39 (23) For secondary schools, the percentage of graduates who  
40 have passed course requirements for entrance to the University of

1 California and the California State University pursuant to Section  
2 51225.3 and the percentage of pupils enrolled in those courses, as  
3 reported by the California Basic Education Data System or any  
4 successor data system.

5 (24) Whether the school has a college admissions test  
6 preparation course program.

7 (25) Career technical education data measures, including all of  
8 the following:

9 (A) A list of programs offered by the school district that pupils  
10 at the school may participate in and that are aligned to the model  
11 curriculum standards adopted pursuant to Section 51226, and  
12 program sequences offered by the school district. The list should  
13 identify courses conducted by a regional occupation center or  
14 program, and those conducted directly by the school district.

15 (B) A listing of the primary representative of the career  
16 technical advisory committee of the school district and the  
17 industries represented.

18 (C) The number of pupils participating in career technical  
19 education.

20 (D) The percentage of pupils that complete a career technical  
21 education program and earn a high school diploma.

22 (E) The percentage of career technical education courses that  
23 are sequenced or articulated between a school and institutions of  
24 postsecondary education.

25 (c) If the Commission on State Mandates finds a school  
26 district is eligible for a reimbursement of costs incurred  
27 complying with this section, the school district shall be  
28 reimbursed only if the information provided in the school  
29 accountability report card is accurate, as determined by the  
30 annual audit performed pursuant to Section 41020. If the  
31 information is determined to be inaccurate, the school district is  
32 not ineligible for reimbursement if the information is corrected  
33 by May 15.

34 (d) It is the intent of the Legislature that schools make a  
35 concerted effort to notify parents of the purpose of the school  
36 accountability report cards, as described in this section, and  
37 ensure that all parents receive a copy of the report card; to ensure  
38 that the report cards are easy to read and understandable by  
39 parents; to ensure that local educational agencies with access to  
40 the Internet make available current copies of the report cards

1 through the Internet; and to ensure that administrators and  
2 teachers are available to answer any questions regarding the  
3 report cards.

4 *SEC. 2. The Legislature finds and declares that Section 1 of*  
5 *this act furthers the purposes of the Classroom Instructional*  
6 *Improvement and Accountability Act.*

7 ~~SECTION 1. Section 60814 is added to the Education Code,~~  
8 ~~to read:~~

9 ~~60814. Not later than January 1, 2008, and each January 1~~  
10 ~~thereafter, the department shall report to the Legislature~~  
11 ~~regarding pupil performance on the English language~~  
12 ~~development test developed under Section 60810. The report~~  
13 ~~shall include, but not be limited to, an in-depth analysis of the~~  
14 ~~scores for each school year that describes any gains made by~~  
15 ~~pupils taking the test and analyzes causes for the observed~~  
16 ~~changes.~~